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PTO/SB/30 (10-01)

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REQUEST

FOR

CONTINUED EXAMINATION (RCE)
TRANSMITTALAddress to:
Commissioner for Patents
Box RCE
Washington, DC 20231

| | |
|------------------------|----------------|
| Application Number | 09/811,059 |
| Filing Date | March 15, 2001 |
| First Named Inventor | Markus PROBST |
| Art Unit | 2878 |
| Examiner Name | Thanh X. Luu |
| Attorney Docket Number | ZIP 2216 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on November 17, 2003
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Assertion of Small Entity Status

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____
- i. ☐ RCE fee required under 37 CFR 1.17(e) 12/09/2003 DTESSEM1 00000117 09811059
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 385.00 OP
- iii. ☐ Other _____
- b. ☒ Check in the amount of \$ 385 enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|------------------------|-----------------------------------|---------|
| Name (Print/Type) | John Smith-Hill | Registration No. (Attorney/Agent) | 27,730 |
| Signature | <i>John Smith-Hill</i> | Date | 12/3/03 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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| Name (Print/Type) | John Smith-Hill | Date | 12/3/03 |
| Signature | <i>John Smith-Hill</i> | | |

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Markus PROBST

Art Unit: 2878

Application No: 09/811,059

Examiner:
Thanh X. Luu

Filed: March 15, 2001

For: APPARATUS FOR MEASURING SCATTERED
RADIATION EMPLOYING AN EMITTING DEVICE
FOR A RECEIVING DEVICE THAT INCLUDES A
DEFLECTION ELEMENT

ASSERTION OF SMALL ENTITY STATUS

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicant asserts small entity status with respect to this application. Therefore, the RCE filing fee is being paid at the small entity rate.

Respectfully submitted,

John Smith-Hill
Reg. No. 27,730

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Docket: ZIP 2216

Certificate of Mailing

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